



Docket No. 2016-4010US2

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Z Harry
Dec. 15, 01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Jason D. Bannan et al.

RECEIVED

Serial No. : 09/335,581

Group Art Unit: 1645

DEC 07 2001

Filed : June 18, 1999

Examiner: Ja-Na Hines

TECH CENTER 1600/2900

For : PEPTIDES USEFUL FOR REDUCING SYMPTOMS OF TOXIC
SHOCK SYNDROME AND SEPTIC SHOCK

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS
FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Communication mailed October 25, 2001

Communication from the U.S. Patent and Trademark Office dated October 25, 2001 enclosing the Notice to Comply with Requirements for Patent Applications containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures. The Notice states that a copy of the Sequence Listing was not submitted in computer readable form. However, Applicants note that a computer disk containing a substitute Sequence Listing and paper copy of the substitute Sequence Listing was previously mailed to the U.S. PTO on July 3, 2001, together with a Statement under 37 CFR §1.821(f) or §1.825(b), as evidenced by the attached copy of the postcard dated stamped July 6, 2001, acknowledging receipt of these papers by the US PTO. Nevertheless, in response to the present notice, submitted herewith is another paper copy of the substitute sequence listing, a diskette containing the substitute sequence listing in computer

readable form, and a Statement under 37 C.F.R. §1.821(f) verifying that the content of the paper and computer readable copies of the substitute sequence listing are the same, as well as a copy of the Notification itself.

A response is due November 24, 2001. Therefore, this response is timely filed. However, if that is not the case, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 13-4500, Order No. 2016-4010US2. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,

Morgan & Finnegan, L.L.P.

Dated: November 15, 2001

By: _____


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